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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/560,407

11/08/2006

Stephan Nces

LNK-038

5484

31496 7590 09/15/2010
SMITH PATENT CONSULTING, LLC
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EXAMINER

SAUCIER, SANDRA E

ART UNIT

PAPER NUMBER

1651

NOTIFICATION DATE

DELIVERY MODE

09/15/2010

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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SMITH PATENT CONSULTING, LLC
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In re Application of:

Nees et al.

Serial No.: 10/560,407

Filed: November 8, 2006

Attorney Docket No.: LNK-038

DECISION ON PETITION TO REISSUE
OFFICE ACTION

This is in response to applicants' petition under 37 CFR. § 1.181(a) and MPEP 711.03(c) filed on September 9, 2010, requesting reissuance of the final Office action of April 13, 2010 based on non-receipt of an Office action.

A review of the file history shows that the examiner electronically mailed a final Office action to applicants on April 13, 2010, setting a three-month statutory time period for reply.

Applicants' state that the Office action of April 13, 2010 was never received and provides as evidence thereof a copy of the USPTO E-Mail log where the Office action would have been entered if received, showing non-receipt of the Office action. Based on the evidence presented, it is concluded that applicants never received the Office action. In view thereof, the final Office action of April 13, 2010 will be reissued with a new SSP.

Applicant's petition is **GRANTED**.

Should there be any questions about this decision, please contact Marianne C. Seidel by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0584 or by facsimile at 571-273-8300.

Marianne C. Seidel
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